

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR 2002-006143

05/05/2003

HONORABLE BRIAN R. HAUSER

CLERK OF THE COURT  
E. Morgenstern  
Deputy

FILED: 05/07/2003

STATE OF ARIZONA

MARIA Y ARMIJO  
JEANNETTE GALLAGHER

v.

TONATIHU AGUILAR

ROBERT L STORRS  
BRUCE E BLUMBERG

VICTIM SERVICES DIV-CA-CCC

TRIAL MINUTE ENTRY  
DAY 9

State's Attorney:	above-named counsel
Defendant's Attorney:	above-named counsel
Defendant:	Present
Court Reporter:	Melody O'Donnell

10:12 a.m. Trial to Jury continues from May 1, 2003.

The jury is present.

Robert Miller is sworn and testifies.

Witness is excused.

Wesley Ray, previously sworn, is recalled to the stand to testify further.

Exhibit No. 152 is marked for identification and admitted into evidence.

Witness is excused.

Detective Petrosino, previously sworn, is recalled to the stand to testify further.

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Exhibit Nos. 131 and 133 are admitted into evidence.

11:56 a.m. Jury is excused, while court remains in session.

Defendant moves for a mistrial based on questions asked by the state during Detective Petrosino's testimony.

For the reasons set forth on the record,

The motion for mistrial is denied.

12:02 p.m. Court stands at recess.

1:39 p.m. Court reconvenes with respective counsel and defendant present. The jury is all present.

Court reporter, Melody O'Donnell, is present.

Exhibit No. 153 is marked for identification.

Witness resumes the stand and testifies further.

The court is handed a juror question. The same is asked of and answered by the witness.

FILED: Jury question

Witness is excused.

State rests.

2:50 p.m. Court stands at recess.

3:09 p.m. Court reconvenes with respective counsel and defendant present.

Court reporter, Melody O'Donnell, is present.

Defendant makes an oral Rule 20 motion for judgement of acquittal.

Motion is argued.

For the reasons set forth on the record,

IT IS ORDERED denying defendant's motion.

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3:11 p.m. Court stands at recess.

3:19 p.m. Court reconvenes with respective counsel and defendant present. The jury is all present.

Court reporter, Melody O'Donnell, is present.

Defendant's case:

Officer Randall Moran, is sworn and testifies.

Witness is excused.

Doug Steele is sworn and testifies.

Witness is excused.

Manuel Padia is sworn and testifies.

Witness is excused.

4:02 p.m. Jury is excused.

Court remains in session.

Scheduling issues are addressed.

4:06 p.m. Court stands at recess until 10:00 a.m., May 6, 2003.